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DOCKET NO.: 3295-0024-0 CONT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: : GROUP ART UNIT: 3738
Bruce G. KANIA, et al. :
SERIAL NO.: 09/121,300 : EXAMINER: WILLSE
FILED: JULY 23, 1998 :
FOR: GEL AND CUSHIONING DEVICES :

DECLARATION UNDER 37 CFR 1.132

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Now comes Raymond Francis, C.P., who disposes and states as follows:

That I am a Certified Prosthetist affiliated with the Ohio Willow Wood Company.

That I am familiar with TEC® liners sold between September of 1994 and December of 1995 with a shuttle lock system. These liners were made of polymer, not polymer-coated fabric. I believe that the liners were made of polyurethane.

That in my experience with the TEC® liners with the shuttle lock system, I found the shuttle-lock system to fail within a period of months (less than one year).

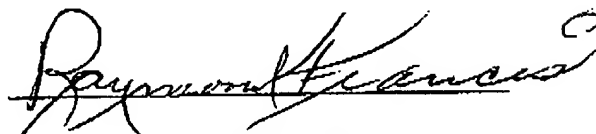
As I recall, the shuttle lock system was attached to the TEC® liner with the use of felt or some other material which came up from the front of the pin and up along the sides and front of the liner. In view of the several failures of the shuttle lock system I contacted Mr. Caspers at TEC® who indicated to me that he would no longer provide such liners due to their high failure rate and his company's inability to keep them from failing for a prolonged period of time. I was very disappointed that we were unable to obtain a liner with a reliable

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shuttle lock system due to my patient's requirement for such a system.

Further deponent saith not.

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.



Raymond Francis, C.P.

2/5/99

Date